

IN THE HIGH COURT OF UTTRANCHAL AT NAINITAL

Civil Misc. Application No. 4707 of 2005

IN

Civil Contempt Petition No. 68 of 2005

**Dr. Sandeep Singh
S/o Dr. R.A. Singh
R/o H.I.G. 50/1, T.R.T. Colony
Mahaan Road, Near Chota Talab
Rajajipuram Lucknow.**

...Applicant

Vs.

**1. R.R. Prasad
Secretary, State Advisory Committee
Ministry of Personnel & Training,
Public Grievance & Pension
New Delhi.
2. Mohd. Usmani
Secretary, State Advisory Committee
7th Floor Janpath, Pension
Lucknow.**

.....Respondents

**Shri Anil Dabral, holding brief of Shri D.S. Patni, learned counsel for the applicant.
Ms. Beena Pande, learned Standing counsel for the respondents.**

Hon. P.C. Pant, J.

Heard.

This contempt petition, has been moved, complaining willful disobedience of the order dated 16.02.2004, passed in writ petition No. 6 of 2004 (S/B). The operative portion, of said order, reads us under:-

“The representation along with his option shall be considered by the advisory committee of the Union of India for

relieving the petitioner for the State of U.P. The representation of the petitioner shall be disposed of within a period of 6 weeks after production of certified copy of the order.”

On behalf of the respondent no. 2, counter affidavit has been filed. In Para- 7 of said counter affidavit, it is stated that -*“In its meeting dated 17.02.2005 the State Advisory Committee considered the representation of the petitioner and the State Advisory Committee disposed of the representation of the petitioner in the light of the order passed by the Government of India vide its Order/Letter no. 27/9/2001 S.R. (S.) dated 11.9.2001. Since, according to the said Order the petitioner belongs to the Hill-Sub-Cadre, his option for the State of U.P. was rejected.”*

In view of said averment and the copy of the order, which is Annexure -1 to the counter affidavit, there appears to be no wilful disobedience on the part of the respondents. The contempt petition is dismissed.

(Prafulla C. Pant, J.)

Dt. 27.07.2005

Sweta